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741014.1021

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Carlos Alberto GODOY  
Serial No. : 10/662,688  
Filed : September 12, 2003  
For : DIFFERENTIATED RIGIDITY SWIMMING  
FIN WITH HYDRODYNAMICALLY DESIGNED  
REARWARD SHOE STRAP CONNECTION  
Group Art Unit : 3617  
Examiner : Andrew D. Wright

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant submits herewith additional information which he believes may be material to examination of this Application, in respect of which there may be a duty to disclose in accordance with 37 C.F.R. §§ 1.56 and 1.97.

While this Information Disclosure Statement may be material pursuant to 37 C.F.R. § 1.56, it is not intended to constitute an admission that the information referred to therein is "prior art" to Applicant's invention unless designated as such.

In accordance with 37 C.F.R. § 1.97, the filing of this Statement shall not be construed to be an admission that the information attached to this Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56.

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By this submission, Applicant also does not represent that a search has been made nor that better art does not exist.

In addition, Applicant reserves the right to contend, as appropriate, that any information asserted against any claim(s) of the captioned Application is not "prior art" according to the facts and the law.

Applicant further reserves the right to present appropriate arguments and/or evidence to establish patentability over such information, should any citation listed below be applied against any claim(s) of the captioned Application.

Applicant respectfully requests that the Examiner, after considering the information set forth below, independently determine those citations which the Examiner would consider to be the most pertinent.

Copies of the following citations are submitted along with PTO Form-1449.

Feng, U.S. Patent No. 5,467,508, issued November 21, 1995: discloses a tightening-up belt.

Hollingsworth, U.S. Patent No. 4,251,894, issued February 24, 1981: discloses a self-adjusting swim fin strap.

Godoy, U.S. Patent No. D490,136 S, issued May 18, 2004: relates to a swimming fin.

Semeia, EP 1 192 974 A2, dated April 3, 2002: relates to a swim and scuba fin.

Viale et al., EP 0 998 962 A1, dated May 10, 2000: relates to a swimming flipper.

Godoy, EP 0 985 431 A2, dated March 15, 2000: relates to a swimming-fin and manufacture process thereof.

Garofalo, EP 0 607 568 A1, dated July 27, 1994: concerns a swimming flipper.

Garofalo, EP 0 308 998 A2, dated March 29, 1989: is directed to a method of producing a swim fin.

A copy of the European Search Report dated April 6, 2004 which issued in connection with European Patent Application No. 03 42 5594 is also provided.

It is requested that the above be made of record in this Application. A check for \$180.00 is provided in accordance with 37 C.F.R. § 1.17(p).

Respectfully submitted,

Dated: August 31, 2004



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I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail with sufficient postage in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

On August 31, 2004

Name Grant E. Pollack

  
Signature

Attorney for Applicant

FORM PTO-1449  
(REV. 7-80)U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.:  
741014.1021

SERIAL NO.: 10/662,688

**LIST OF REFERENCES CITED BY APPLICANT**  
(Use several sheets if necessary)

APPLICANT(S): Carlos Alberto GODOY

FILING DATE: 09/12/03

GROUP: 3617

**U.S. PATENT DOCUMENTS**

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
	5 4 6 7 5 0 8	11/21/1995	Feng	24	68 SK	
	4 2 5 1 8 9 4	02/24/1981	Hollingsworth	9	309	
	D 4 9 0 1 3 6	05/18/2004	Godoy	D21	806	

**FOREIGN PATENT DOCUMENTS**

DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
					YES	NO
1 1 9 2 9 7 4	04/03/2002	EPO	A63B	31/11	X	
0 3 0 8 9 9 8	03/29/1989	EPO	A63B	31/11	X	
0 6 0 7 5 6 8	07/27/1994	EPO	A63B	31/11	X	
0 9 9 8 9 6 2	05/10/2000	EPO	A63B	31/11	X	

**OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)**

European Search Report, European Patent Application No. 03425594.3, dated April 6, 2004.

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.